HON'BLE SRI JUSTICE P.S. NARAYANA

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W.P.No.15927 of 2006

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Dated 31st JULY 2006

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Between:
A Kuppamma W/o China Thangavelu Reddy , 50 years
R/O 14-54, Vinayakar Koil Street
Mittapalem village, Therani Post, Nagari Mandal
Chittoor District

… Petitioner

And:
The Govt. of A.P., rep.by its Secretary,
Panchayat Raj Department, Hyderabad
and 5 others

… Respondents

HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.15927 of 2006

ORDER:

Heard the counsel.

2. This writ petition is filed to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the order passed by 4th respondent vide his proceedings No.ROCE/1661/2006 dated 22.7.2006, confirming the rejection of nomination of the petitioner, basing upon the forged signature made in the declaration form by striking off the signature of the petitioner by the 5th respondent, as illegal, arbitrary and violative of the Election Rules and Regulations and consequently direct not to declare the only candidate

Smt Govindamma - 6th respondent, as Sarpanch of Mittapalem Gram Panchayat and issue a fresh notification for the election of Sarpanch of Mittapalem Gram Panchayat of Nagari Mandal, Chittoor District and pass such other suitable orders.

3. The petitioner is a voter and Tax Payer of Mittapalem Gram Panchayat, Nagari Mandal, Chittoor District. The elections scheduled to be held on 2.8.2006. It is stated that she filed nomination for the post of Sarpanch and at the time of scrutiny her signature was struck off in

the declaration form and forged the signature of the proposer-B.Venkatesu and consequently her nomination was rejected. Then she made a representation on 29.7.2006 to the State Election Commission and so far no action is taken. It is also stated that 6th respondent is going to be declared as Sarpanch. Several factual details had been narrated in the affidavit filed in support of the petition. It is needless to say that this court cannot gone into at this stage. In view of the same, liberty is given to the petitioner to approach the Election Tribunal if she is so advised.

4. With the above direction, the writ petition is disposed of. No order as to costs.

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P.S. NARAYANA, J

Dated: 31st JULY 2006

BSS/MDAA